

MEMORANDUM OF OIL AND GAS LEASE

WV-06/09

This Memorandum of Oil and Gas Lease is made and entered into this **13th** day of **January, 2010** by and between **Maria A. Brown and Harold S. Brown II, her husband**, whose address is **4739 Keeneland Run, Batavia, Ohio 45103** (hereinafter called "Lessor"), and **Chesapeake Appalachia, L.L.C.**, an Oklahoma limited liability company, whose address is **6100 N. Western Avenue, Oklahoma City, OK 73118** (hereinafter called "Lessee").

## WITNESSETH

For and in consideration of the sum of One Dollar (\$1.00) cash in hand paid, and other good and valuable consideration, Lessor did make and execute in favor of Lessee an Oil and Gas Lease dated **January 13<sup>th</sup>, 2010**, and made effective **January 13<sup>th</sup>, 2010**, which provides for a **five (5)** year primary term ~~and an option to renew for an additional five (5) year term~~ covering Lessor's interest in the following described lands:

Tax Map No: **5-5; 5-5.1; 5-5.2; 5-5.3; 5-5.4; 5-17; 5-18; 5-20; 5-21; 5-22; 5-23; 5-24**

bounded formerly or currently as follows:

- On the North by lands of: **M. Snyder; Several Small Parcels;**
- On the East by lands of: **D. Leach; S. Hostutler; Several Small Parcels;**
- On the South by lands of: **J. Fletcher;**
- On the West by lands of: **E. Aston;**

Containing **126.306** acres and located in the District of **Meade, Marshall** County, State of West Virginia, for the purpose of drilling, operating for, producing and removing oil and gas and all the constituents thereof. Said lands were conveyed to Lessor by virtue of deed dated **January 20th, 1962** and recorded in said County in **WB 82/123**.

This Memorandum of Oil and Gas Lease is being made and filed for the purpose of giving third parties notice of the existence of the Lease described above. The execution, delivery and recordation of this Memorandum of Oil and Gas Lease shall have no effect upon, and is not intended as an amendment of the terms and conditions of the Lease. It is the intent of the Lessor to lease all of Lessor's interest in and to the properties described herein, whether or not the tracts recited herein are properly described, and further it is understood this lease includes all rights owned by the Lessor in the properties described herein.

IN WITNESS WHEREOF this Memorandum of Oil and Gas Lease is executed as of the date first above written.

WITNESS:

LESSOR:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Maria A. Brown  
Maria A. Brown  
Harold S. Brown II  
Harold S. Brown II

WITNESS:

Harry Freeman

CHESAPEAKE APPALACHIA, L.L.C.  
An Oklahoma limited liability company  
Lester A. Zitkus  
By: Lester A. Zitkus  
Its: Vice President - Land, Eastern Division

Jan Pest  
MARSHALL County 01:23:45 PM  
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## ACKNOWLEDGMENT

STATE OF Ohio )  
COUNTY OF Clermont ) SS:

On this the 13 day of Jan 2010, before me, a notary public, the undersigned officer, personally appeared **Maria A. Brown and Harold S. Brown II, her husband**, who, being duly sworn according to law, depose and say that they executed the foregoing instrument for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: 12/06/14  
Signature/Notary Public: Ruth F. Lambert  
Name/Notary Public (print): Ruth F. Lambert

## CORPORATE ACKNOWLEDGMENT

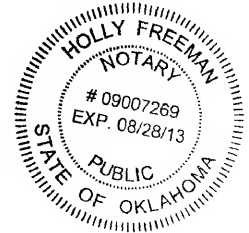
STATE OF OKLAHOMA )  
) SS:  
COUNTY OF OKLAHOMA )

On this the 26<sup>th</sup> day of April, 2010, before me, a notary public, the undersigned officer, personally appeared **Lester A. Zitkus**, who acknowledged himself to be the **Vice President - Land, Eastern Division of Chesapeake Appalachia, L.L.C., an Oklahoma limited liability company**, and that he as such **Vice President - Land, Eastern Division**, being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by himself as **Vice President - Land, Eastern Division**.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: 1  
Signature/Notary Public: Holly Freeman  
Name/Notary Public (print): Holly Freeman

Please return original document to: Chesapeake Appalachia, L.L.C., 6100 N. Western Avenue, Oklahoma City, OK 73118.



STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 13<sup>th</sup> day of January 2010, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 14<sup>th</sup> day of May 2010 at 1:23 o'clock P.M.

TESTE: Jan Pest

Clerk.